

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 422 be amended to read as follows:

- 1 Page 3, after line 20, begin a new paragraph and insert:
- 2 "SECTION 3. IC 6-2.5-5-20 IS AMENDED TO READ AS FOLLOWS
- 3 [EFFECTIVE JULY 1, 2003]:
- 4 Sec. 20. (a) Sales of food for human consumption are exempt
- 5 from the state gross retail tax.
- 6 (b) For purposes of this section, the term "food for human
- 7 consumption" includes:
- 8 (1) cereals and cereal products;
- 9 (2) milk and milk products, including ice cream;
- 10 (3) meat and meat products;
- 11 (4) fish and fish products;
- 12 (5) eggs and egg products;
- 13 (6) vegetables and vegetable products;
- 14 (7) fruit and fruit products, including fruit juices;
- 15 (8) sugar, sugar substitutes, and sugar products;
- 16 (9) coffee and coffee substitutes;
- 17 (10) tea, cocoa, and cocoa products;
- 18 (11) spices, condiments, extracts, and salt;
- 19 (12) oleomargarine; and
- 20 (13) natural spring water.
- 21 (c) For purposes of this section, the term "food for human
- 22 consumption" does not include:

- 1 (1) candy, confectionery, and chewing gum;
- 2 (2) alcoholic beverages;
- 3 (3) cocktail mixes;
- 4 (4) soft drinks, sodas, and other similar beverages;
- 5 (5) medicines, tonics, vitamins, and other dietary supplements;
- 6 (6) water (except natural spring water **bottled from a source in**
- 7 **Indiana**), mineral water, carbonated
- 8 water, and ice;
- 9 (7) pet food;
- 10 (8) food furnished, prepared, or served for consumption at a
- 11 location, or on equipment, provided by the retail merchant;
- 12 (9) meals served by a retail merchant off the merchant's
- 13 premises;
- 14 (10) food sold by a retail merchant who ordinarily bags, wraps,
- 15 or
- 16 packages the food for immediate consumption on or near the
- 17 merchant's premises, including food sold on a "take out" or "to
- 18 go" basis; and
- 19 (11) food sold through a vending machine or by a street
- 20 vendor."
- 21 Renumber all SECTIONS consecutively.
(Reference is to ESB 422 as printed March 21, 2003.)

Representative RUPPEL